

1 **Mark P. Robinson, Jr.**, SBN 054426
2 **Carlos A. Prietto, III**, SBN 166410
3 **Ted B. Wacker**, SBN 157416
4 **ROBINSON, CALCAGNIE & ROBINSON**
5 620 Newport Center Drive, 7th Floor
6 Newport Beach, CA 92660
7 949-720-1288; Fax 949-720-1292

8 Attorneys for Plaintiffs

9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**

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13 IN RE: BEXTRA AND CELEBREX
14 MARKETING, SALES PRACTICES
15 AND PRODUCTS LIABILITY
16 LITIGATION

} Case No. M:03-CV-01699-CRB

} MDL No. 1699

} JUDGE BREYER

17 This document relates to:

18 **RALPH E. FLIPPO**
19 **BETTY FLIPPO**

20 **Individual Case No. 3:06-cv-00127-CRB**

} **STIPULATION AND ORDER OF**
21 **DISMISSAL ONLY AS TO CASE**
22 **NUMBER CV 05-6315-SJO,**
23 **ORIGINALLY FILED IN THE**
24 **CENTRAL DISTRICT OF**
25 **CALIFORNIA**


26 **IT IS HEREBY STIPULATED AND AGREED** by and between counsel
27 for Plaintiffs and counsel for Defendants that the Complaint of Plaintiffs Ralph E.
28 Flippo and Betty Flippo, Case Number CV 05-6315-SJO, originally filed in the
Central District of California on August 26, 2005 and later transferred to MDL No.
1699, *In Re: Bextra and Celebrex, Marketing, Sales Practices and Products*
Liability Litigation, with the assigned individual case number 3:06-cv-00127-CRB,
may be and is hereby dismissed without prejudice.

1 The parties hereby stipulate that Plaintiffs will proceed in the MDL only
2 through the California action, and jurisdiction and venue for the trial of the action
3 will be proper in whichever of the following is selected by Pfizer: San Francisco,
4 Los Angeles, Missouri.

5 The parties shall each bear their own costs.

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7 Dated: May 8, 2006

ROBINSON, CALCAGNIE & ROBINSON

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10 
11 Mark P. Robinson, Jr., SBN054426

mrobinson@rcrlaw.net

12 Carlos A. Prietto, III, SBN 166410

cprietto@rcrlaw.net

13 Ted B. Wacker, SBN 157416

twacker@rcrlaw.net

14 620 Newport Center Drive, 7th Floor

15 Newport Beach, CA 92660

16 Telephone: (949) 720-1288

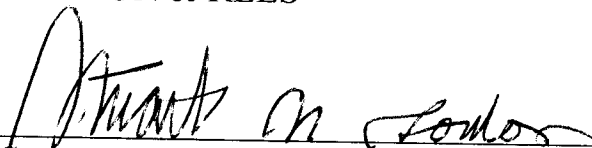
17 Fax: (949) 720-1292

18 *Counsel for Plaintiffs*

19 RALPH E. & BETTY FLIPPO

20
21 Dated: May 15, 2006

GORDON & REES

22 
23 Stuart M. Gordon, Esq.

sgordon@gordonrees.com

24 Embarcadero Center West

25 275 Battery Street, 20th Floor

26 San Francisco, CA 94111

27 Telephone: (415) 986-5900

28 Fax: (415) 986-8054

Defendants' Liaison Counsel

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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4 Dated: May 18, 2006

HONORABLE CHARLES R. BREYER

